IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 131 OF 2006

1. Sainath Kishan Dalvi,
2. Machindra Mahadev Thakur. ...Applicants

V/s.

The State of Maharashtra. ...Respondent

Mr.Indrajeet Joshi for Applicant.
Ms.M.M. Deshmukh, APP for the State.

AND

CRIMINAL APPLICATION NO. 228 OF 2006

Balaram Duklya Thakur. ...Applicant

V/s.

The State of Maharashtra. ...Respondent

Mr.Indrajeet Joshi for Applicant.
Mr.Y.S. Shinde, APP for the State.

CORAM : V.M. KANADE, J.

DATED : JANUARY 30, 2006

P.C. :-

. Heard learned Counsel for the applicants and learned APP for the State.

. The applicants were arrested in connection with an offence punishable under Sections 147, 148, 149, 302, 326, 427 of the IPC. The prosecution case is that there was a dispute about the village fishing rights between

two groups from the same village. There was a sudden fight and in which the two groups clashed and assaulted each other with swords, sticks, iron rods etc. People from both the groups were injured. A cross complaint has been filed by the present applicants and against the other group. The other co-accused have been released on bail. Considering the fact that there was a sudden fight and the people from both the groups have been injured and also because the chargesheet has been filed, in my view, the applicants are entitled to be released on bail.

2. The applicants, therefore, be released on bail in the sum of Rs.5000/- each with one or two sureties in the like amount in connection with an offence which is registered at Panvel Police Station, District Raigad, vide C.R.No.I-105/2004. The applicants shall report to Panvel Taluka Police Station twice in a month.

. The applications are disposed of.

(V.M. KANADE, J.)